SEP 0 3 2004

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST **FOR CONTINUED EXAMINATION (RCE)** TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

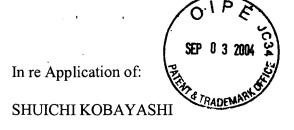
This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

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Application Number	09/685,042
Filing Date	October 10, 2000
First Named Inventor	SHUICHI KOBAYASHI
Group Art Unit	2872
Examiner Name	A. Chang
Attorney Docket Number	03560.002657 (35.G2657)

	See	tinued pi	37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider foresecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the esto Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 1486, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.	AIPA.				
1.	1. Submission required under 37 C.F.R. § 1.114							
إ	a.	Previously submitted						
i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on								
	b. X Enclosed							
	i. Amendment/Reply ii. Affidavit(s)/Declaration(s) iii. Information Disclosure Statement (IDS) iv. Other Preliminary Amendment							
2.								
	b.		Other					
3.	Fe	es	The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.					
	a.		The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. <u>06-1205</u>)				
	i.							
	b. X A Check in the amount of \$ 770.00 is enclosed							
	c. Payment by credit card (Form PTO-2038 enclosed)							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED								
		rint/Typ						
Joigi	Signature Date September 3, 2004							
I here Stop	eby ce	ertify that	CERTIFICATE OF MAILING OR TRANSMISSION t this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to issioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:	: Mail				
		Print/Typ						
		Signat	Data					

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Director of the U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DSG/dc



Docket No. 03560.002657 (35.G2657)

Examiner: A. Chang

Group Art Unit: 2872

Filed: October 10, 2000

Appln. No.: 09/685,042

For: DIFFRACTION OPTICAL DEVICE AND

OPTICAL SYSTEM INCLUDING SAME September 3, 2004

Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

X No additional fee is required.

The fee has been calculated as shown below:

		C	LAIMS AS AME	NDED		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS	6	MINUS	20	= 0	x \$ 9 \$18	\$ 0.00
INDEP. CLAIMS	1	MINUS	3	= 0	x \$42 \$86	\$ 0.00
Fee for Multi	iple Dependent claims	s \$145/\$290				
			TOTAL ADDIT	-		\$ 0.00

Attorney for Applicant Daniel S. Glueck Registration No. 37,838

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DSG/dc

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SP 0 3 200) C34	IN THE UNITED STATES PATE	NT A	ND TRADEMARK OFFICE
TRADEMARK	Le re App	lication of:)	
	•		:	Examiner: A. Chang
	SHUICHI	KOBAYASHI)	
			:	Group Art Unit: 2872
	Appln. No	o.: 09/685,042)	
			:	
	Filed: Oct	ober 10, 2000)	
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	For:	DIFFRACTION OPTICAL DEVICE)	
•		AND OPTICAL SYSTEM	:	
		INCLUDING SAME)	September 3, 2004

Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Introductory Comments

In response to the final Official Action dated June 7, 2004, please amend the above-identified application as follows: